



**TENNESSEE WORKERS' COMPENSATION
APPEALS BOARD**

**Docket
at Knoxville
May 31, 2019**

PANEL

**Marshall L. Davidson, III, Presiding Judge
David F. Hensley, Judge
Timothy W. Conner, Judge**

**Oral Argument is limited to twenty-five minutes per side
unless otherwise directed by the Appeals Board.**

**Matthew Salyer, Clerk
Jeanette Baird, Deputy Clerk**

**ARGUMENTS TO BE HELD IN THE
COURTROOM:**

**Supreme Court Building
505 Main Street
Knoxville, TN 37902**

Docket

Friday, May 31, 2019

9:00 A.M. Session

1. GREGORY HARDIN v. W.A. KENDALL & CO., INC.

Docket No. 2017-02-0333

Attorneys:

Appellant: W.A. Kendall & Co., Inc.

Gregory H. Fuller

Todd I. Heird

Appellee: Gregory Hardin

Gregory K. Haden

Court of Workers' Compensation Claims: Gray

Judge: Brian K. Addington

Argument Type: Oral Argument

2. SHEILA OWENS v. SITTERS, ETC.

Docket No. 2017-01-0401

Attorneys:

Appellant: Sitters, Etc.

Alex B. Morrison

Charles E. Pierce

Appellee: Sheila Owens

Ronald J. Berke

Court of Workers' Compensation Claims: Chattanooga

Judge: Audrey A. Headrick

Argument Type: Oral Argument

3. JASON RHODES v. AMAZON.COM, LLC

Docket No. 2018-01-0349

Attorneys:

Appellant: Amazon.com, LLC

W. Troy Hart

Tiffany B. Sherrill

Appellee: Jason Rhodes

Tim O. Henshaw

Court of Workers' Compensation Claims: Chattanooga

Judge: Thomas L. Wyatt

Argument Type: Oral Argument

4. WILLIS T. GOOD v. VICKERS CONCRETE REINFORCING, INC.

Docket No. 2017-05-0597

Attorneys:

Appellant: Vickers Concrete Reinforcing, Inc.

Gregory H. Fuller

Appellee: Willis T. Good

Rick L. Moore

Court of Workers' Compensation Claims: Murfreesboro

Judge: Dale A. Tipps

Argument Type: Oral Argument

5. THOMAS GILBERT v. UNITED PARCEL SERVICE, INC.

Docket No. 2018-06-1685

Attorneys:

Appellant: United Parcel Service, Inc.

David T. Hooper

Appellee: Thomas Gilbert

Constance A. Mann

Court of Workers' Compensation Claims: Nashville

Chief Judge: Kenneth M. Switzer

Argument Type: Oral Argument

**6. BARBARA BAUKNECHT v. FIVE STAR QUALITY CARE, INC., D/B/A
MORNINGSIDE ASSISTED LIVING**

Docket No. 2018-06-2365

Attorneys:

Appellant: Five Star Quality Care, Inc., d/b/a Morningside Assisted Living
Kenneth D. Veit
Carolina Martin
Appellee: Barbara Bauknecht
Stephan D. Karr

Court of Workers' Compensation Claims: Nashville

Chief Judge: Kenneth M. Switzer

Argument Type: Oral Argument

Workers' Compensation Appeals Board Judges



Timothy W. Conner graduated from Boston University and Wake Forest University School of Law. He practiced in the areas of premises liability, personal injury, employment discrimination, wills and estates, and workers' compensation with the law firm of Leitner, Williams, Dooley, and Napolitan, PLLC, from 1992 to 2014. Judge Conner has extensive workers' compensation experience and is a frequent speaker on workers' compensation issues. He has taught courses on Workers' Compensation Law as an adjunct professor at the University of Tennessee College of Law, and he recently joined the adjunct faculty of Lincoln Memorial University's Duncan School of Law, where he teaches legal writing. In 2014, he was appointed by Governor Bill Haslam to the Tennessee Workers' Compensation Appeals Board and was reappointed in 2016. Judge Conner, an accomplished pianist and active in mission work with his church, is married and has two children.

Marshall L. Davidson, III, graduated with honors from the University of Tennessee College of Law where he served on the Tennessee Law Review. He worked as a law clerk for the Tennessee Court of Appeals and the Tennessee Supreme Court and then spent time in private practice handling civil and criminal cases before serving as a Staff Attorney for the Tennessee Supreme Court for twenty-two years where he focused primarily on civil appeals. Under the supervision of the Chief Justice, Judge Davidson implemented and managed the Supreme Court's system for handling appeals of workers' compensation cases for roughly a decade. He has served as a Judge Advocate General Officer in the United States Army Reserves, taught at the collegiate and law school levels for many years, and has authored numerous law review and bar journal articles about appellate litigation and other legal topics. He is a Fellow in the College of Workers' Compensation Lawyers, is active in the American Inns of Court, and is a CASA training volunteer working with children who are the subject of abuse or neglect proceedings. In 2014, Judge Davidson was appointed by Governor Bill Haslam to the Tennessee Workers' Compensation Appeals Board where he serves as Presiding Judge.



David F. Hensley began his legal career in Chattanooga clerking for Judge Herschel P. Franks (Retired) of the Tennessee Court of Appeals following graduation from the University of Tennessee College of Law in 1979. He was in private practice from 1981 to 2014, handling cases involving workers' compensation, insurance defense, insurance fraud, construction law, and estates. From 2004 until his appointment, Judge Hensley was a partner and shareholder in the Chattanooga firm of Franklin, Cooper & Marcus, PLLC. Originally from Athens, Tennessee, Judge Hensley relocated to Chattanooga in 1979 and served as a member and Chairman of the Board of the North River YMCA and a member of the Board of Ronald McDonald House Charities of Greater Chattanooga. In 2014, he was appointed by Governor Bill Haslam to the Tennessee Workers' Compensation Appeals Board. Judge Hensley has an avid interest in water skiing and sailboat racing. He is married and has two children and two grandchildren.